

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF TENNESSEE  
WESTERN DIVISION

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CLERK OF DISTRICT COURT  
WESTERN DISTRICT OF TENNESSEE  
MEMPHIS

Maresha N. Walker

(Name of plaintiff or plaintiffs)

v.

CIVIL ACTION NO. \_\_\_\_\_

Surgical Care  
Affiliates  
Memphis Surgery Center

(Name of defendant or defendants)

COMPLAINT UNDER TITLE VII OF THE CIVIL RIGHTS ACT OF 1964

1. This action is brought pursuant to Title VII of the Civil Rights Act of 1964 for employment discrimination. Jurisdiction is specifically conferred on the Court by 42 U.S.C. §2000e-5. Equitable and other relief are also sought under 42 U.S.C. §2000e-5(g).

2. Plaintiff, Maresha N. Walker  
(name of plaintiff)

is a citizen of the United States and resides at 3650 Benjestown Rd  
(street address)

Memphis USA TN  
(city) (country) (state)

38127 (901) 644-8447  
(zip code) (telephone number)

3. Defendant

Surgical Care Affiliates, LLC  
(defendant's name)

lives at, or its business is located at

Memphis Surgery Center  
(street address)1044 Cresthaven Rd Memphis, TN 38119 mmw3000 Riverchase Galleria, Ste 500

4. Plaintiff sought employment from the defendant or was employed by the defendant at

1044 Cresthaven Rd - Memphis Surgery Center  
(street address)Memphis USA  
(city) (country)TN  
(state)38119  
(zip code)

5. Defendant discriminated against plaintiff in the manner indicated in paragraph 9 of this complaint on or about

19th  
(day)May  
(month)2010  
(year)11th  
(day)May  
(month)2010  
(year)13th  
(day)November  
(month)2009  
(year)

6. Defendant filed charges against the defendant with the Tennessee Fair Employment Commission charging defendant with the acts of discrimination indicated in paragraph 9 of this complaint on or about

(day)

(month)

(year)

7. Plaintiff filed charges against the defendant with the Equal Employment Opportunity Commission charging defendant with the acts of discrimination indicated in paragraph 9 of this complaint on or about

(day)

(month)

(year)

8. The Equal Employment Opportunity Commission issued a Notice of Right to Sue, which was received by plaintiff on 25th 3 2011 (Attach a copy of the notice to this complaint.)  
(day) (month) (year)9. Because of plaintiff's (1) X race, (2) \_\_\_ color, (3) \_\_\_ sex, (4) \_\_\_ religion, (5) \_\_\_ national origin, defendant

(a) \_\_\_ failed to employ plaintiff.

(b) \_\_\_ terminated plaintiff's employment.

(c) \_\_\_ failed to promote plaintiff.

(d) discriminatory reprimanded  
plaintiff with written disciplinary action, demoting  
employee's employment file which was  
ultimately used in terminating plaintiff.

10. The circumstances under which defendant discriminated against plaintiff were as follows:

Management discriminatorily reprimanded plaintiff in defense of employees of a different race, divulged disciplinary actions taken against me to employees and allowed and participated in derogatory comments. Management ignored plaintiff's complaint about not being able to perform effectively due to anxiety caused by continued show of "favoritism". Management intimidated plaintiff in regards to continued employment after plaintiff addressed management about "showing favoritism". Administration was made fully aware of the discriminations being made. Administration witnessed management's inappropriate behavior towards plaintiff while in a meeting and disregarded the actions. Administration condoned the discrimination until I consequently fell ill and was off work four months. Upon returning to work the administrator displayed retaliatory practices and ultimately terminated plaintiff.

11. The acts set forth in paragraph 9 of this complaint

- (a) \_\_\_\_\_ are still being committed by defendant.
- (b) \_\_\_\_\_ are no longer being committed by defendant.
- (c) ☒ may still be being committed by defendant.

12. Please attach to this complaint a copy of the charges filed with the Equal Employment Opportunity Commission, which are submitted as a brief statement of the facts supporting this complaint.

WHEREFORE, Plaintiff prays that the Court grant the following relief to the plaintiff:

- (a) \_\_\_\_\_ Defendant be directed to employ plaintiff, or
- (b) \_\_\_\_\_ Defendant be directed to re-employ plaintiff, or
- (c) \_\_\_\_\_ Defendant be directed to promote plaintiff, or;
- (d) ☒ Defendant be directed to compensate plaintiff for missed earnings due to unpreventable circumstances (discrimination), emotional and physical illness brought on.

and that the Court grant such other relief as may be appropriate, including injunctive orders, damages, costs and attorney's fees.

13. I would like to have my case tried by a jury. Yes ( ☒ ) No ( )

of my peers maw

Maresha N. Walker

SIGNATURE OF PLAINTIFF